

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**JOHN M. LANZA and
SUSAN P. LANZA,**

Appellants

v.

UNITED STATES TRUSTEE,

Appellee

: CIVIL ACTION NO. 1:11-CV-958

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: (Judge Conner)

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ORDER

AND NOW, this 19th day of July, 2011, upon consideration of the bankruptcy appeal filed by appellants (Doc. 1), and upon further consideration of the motion (Doc. 2) filed by the United States Trustee (“U.S. Trustee”), wherein the U.S. Trustee moves to dismiss the appeal on the basis that the appeal was untimely filed and that the District Court therefore lacks subject-matter jurisdiction over the appeal, see Bowles v. Russell, 551 U.S. 205, 207 (2007) (“[T]his Court has consistently held the requirement of filing a timely notice of appeal is ‘mandatory and jurisdictional.’”), and it appearing that appellants’ counsel concedes that the appeal is untimely and concurs in dismissal, (Doc. 2 ¶ 7), it is hereby ORDERED that the motion to dismiss the appeal (Doc. 2) is GRANTED. The Clerk of Court is directed to DISMISS and CLOSE the above-captioned appeal.

S/ Christopher C. Conner
CHRISTOPHER C. CONNER
United States District Judge